IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

| UNITED STATES OF AMERICA, |) | 4:07cr3023 |
|---------------------------|---|----------------------------|
| |) | |
| Plaintiff, |) | |
| |) | NOTICE OF FILING OF MOTION |
| vs. |) | UNDER 28 U.S.C. § 2255 |
| |) | |
| CARLOS A. VEGA TOSCANO, |) | |
| |) | |
| Defendant. |) | |

The United States Attorney is notified of the filing on January 14, 2010, of a motion under 28 U.S.C. § 2255 to vacate, set aside, or correct sentence by a person in federal custody, filing 265. The United States shall have until March 5, 2010, in which to respond.

Dated January 19, 2010.

BY THE COURT

s/ Warren K. Urbom United States Senior District Judge